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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12
13 v.
14 HEATH JAMES MACCUDY,
15 Defendant.

Case No. 2:20-cr-00277-GMN-NJK

**STIPULATION TO CONTINUE
SENTENCING HEARING**
(Second Request)

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17 IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou,
18 Acting United States Attorney, and Kimberly M Frayn, Assistant United States Attorney,
19 counsel for the United States of America, and Rene L. Valladares, Federal Public Defender,
20 and Katherine Tanaka, Assistant Federal Public Defender, counsel for Heath James MacCurdy,
21 that the Sentencing Hearing currently scheduled for May 25, 2022 at 10:00 a.m., be vacated
22 and set to a date and time convenient to this Court, but no sooner than sixty (60) days.

23 The Stipulation is entered into for the following reasons:

24 1. Mr. MacCurdy has recently had a death in his family. In light of this, counsel
25 for the defendant is requesting a bit of additional time to prepare with Mr. MacCurdy and his
26 family for sentencing.

2. The defendant is incarcerated and does not object to the continuance.

1 3. The parties agree to the continuance.

2 This is the second stipulation to continue filed herein.

3 DATED this 5th day of May 2022.

4 RENE L. VALLADARES
5 Federal Public Defender

6 By/s/ Katherine Tanaka

7 KATHERINE TANAKA
8 Assistant Federal Public Defender

 CHRISTOPHER CHIOU
 Acting United States Attorney

By /s/ Kimberly M Frayn

 KIMBERLY M FRAYN
 Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,
4
5 Plaintiff,
6 v.
7 HEATH JAMES MACCUDY,
8 Defendant.

Case No. 2:20-cr-00277-GMN-NJK
ORDER

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10 IT IS FURTHER ORDERED that the Sentencing Hearing currently scheduled for May
11 25, 2022, at the hour of 10:00 a.m., be vacated and continued to August 9, 2022 at the
12 hour of 10:00 a.m.

13 DATED this 5 day of May 2022.

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15 UNITED STATES DISTRICT JUDGE
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